

his residence. The official Ballot shall be printed by the County Committee in each County which shall furnish to the presiding officer of the general primary for each voting precinct at least one and one-half times as many of such official ballots as there are poll taxes paid for such precinct, as shown by the tax collector's list. Where two or more candidates are to be nominated for the same office, to be voted for by the qualified voters of the State or the same district, county or precinct, such candidates shall be voted for and nominations made separately, and all nominations shall be separately designated on the official ballots by numbering the same "1," "2," "3," etc., printing the word "No," and designating the number after the title of the office for which such nominations are to be made. Each candidate for such nominations shall designate in the announcement of his candidacy, and in his request to have his name placed on the official ballot, the number of the nomination for which he desires to become a candidate, and the names of all candidates so requesting shall have their names printed beneath the title of the office and the number so designated. Each voter shall vote for only one candidate for each such nomination.

Sec. 2. That all laws or parts of laws in conflict herewith are hereby repealed.

Sec. 3. The urgency of the legislation herein sought to be enacted and the near approach of the close of the session, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each House be suspended, and said rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

FOURTEENTH DAY

Senate Chamber,
Austin, Texas,
October 1, 1931.

The Senate met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Edgar E. Witt.

The roll was called, a quorum being present, the following senators answering to their names:

Beck.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Purl.
Greer.	Rawlings.
Hardin.	Russek.
Holbrook.	Small.
Hopkins.	Stevenson.
Hornsby.	Thomason.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	Woodward.
Oneal.	

Absent—Excused.

Berkeley. Pollard.

Prayer by the Rev. A. W. Jones of Llano.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Woodward.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

House Bill No. 59.

Senator Parr called up from the table H. B. No. 59.

The committee report was adopted.

Read second time.

On motion of Senator Rawlings the bill was laid on the table subject to call.

House Bill No. 78.

The Chair laid before the Senate on its second reading the following bill:

H. B. No. 78, A bill to be entitled "An Act to amend Section 14, Article 7047, of the Revised Civil Statutes of 1925, relating to and imposing an occupation tax on loan brokers and defining same and providing for certain exceptions and declaring an emergency."

The committee report was adopted.

The committee amendment was read.

On motion of Senator Rawlings the bill was laid on the table subject to call.

House Bill No. 59.

Senator Parr called up from the table the following bill:

H. B. No. 59, A bill to be entitled "An Act to amend Article 1667, of the Revised Civil Statutes of Texas for 1925, so that the provisions of said article shall hereafter extend to all counties containing a population of seventy-five thousand or more, as shown by the preceding Federal census, and declaring an emergency."

The bill was passed to third reading.

On motion of Senator Loy the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 78 was put on its third reading and final passage, by the following vote:

Yeas—28.

Beck.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Purl.
Greer.	Rawlings.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.

Absent—Excused.

Berkeley.	Pollard.
Hopkins.	

Read third time and finally passed by the following vote:

Yeas—28.

Beck.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Purl.
Greer.	Rawlings.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Stevenson.
Loy.	Thomason.
Martin.	Williamson.
Moore.	Woodruff.
Neal.	Woodul.
Oneal.	Woodward.

Absent—Excused.

Berkeley.	Pollard.
Hopkins.	

Motion to Set Special Order.

Senator Poage moved to set S. B. No. 51 as special order at 11:30 o'clock this morning.

Senator Hardin moved to table the motion. The motion to table was lost.

Senator Woodruff moved as a substitute to set S. B. No. 51 as special order immediately following the conclusion of the arguments on the demurrers in the trial of Hon. J. B. Price.

Senator Hornsby moved to table the substitute motion. The motion to table prevailed.

The motion to set S. B. No. 51 as special order at 11:30 o'clock a. m., prevailed by the following vote:

Yeas—18.

Beck.	Parr.
DeBerry.	Poage.
Gainer.	Rawlings.
Greer.	Russek.
Holbrook.	Small.
Hornsby.	Thomason.
Loy.	Williamson.
Moore.	Woodul.
Oneal.	Woodward.

Nays—5.

Cousins.	Martin.
Hardin.	Woodruff.
Hopkins.	

Absent.

Cunningham.	Patton.
Neal.	Purl.
Parrish.	Stevenson.

Absent—Excused.

Berkeley.	Pollard.
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Court of Impeachment.

On motion of Senator Martin, the Senate, at 9:57 o'clock a. m., resolved itself into a court of impeachment to hear charges against Judge J. B. Price of the Twenty-first Judicial District of Texas. (See supplement to Journal for proceedings.)

In Session.

The Senate was called to order at 11:35 o'clock a. m. by Lieutenant Governor Edgar E. Witt.

Senate Bill No. 51.

The Chair laid before the Senate as special order the following bill:

By Senator Poage:

S. B. No. 51, A bill to be entitled "An Act to amend Article 197 of the Revised Civil Statutes and to apportion the State of Texas into Congressional Districts naming the counties composing each district and providing for the election of a member of the United States Congress from each such district and repealing all laws and parts of laws in conflict therewith."

The committee amendment was adopted.

Read second time.

Senator Hardin sent up the following amendment:

Amend S. B. No. 51 by striking out the County of Milam from District No. 11 and place same in District No. 6, and the County of Erath from District No. 12 and place in District No. 11.

HARDIN.

The amendment was read.

Senator Poage moved to table the amendment. The motion prevailed.

Senator Hardin sent up the following amendment:

Amend S. B. No. 51, by striking out the County of Erath from District No. 12, and place said county in District No. 11.

HARDIN.

The amendment was read.

Senator Poage moved to table the amendment. The motion was lost by the following vote:

Yeas—8.

Gainer.	Parr.
Greer.	Poage.
Hornsby.	Rawlings.
Neal.	Small.

Nays—10.

Beck.	Parrish.
Hardin.	Patton.
Holbrook.	Stevenson.
Hopkins.	Williamson.
Moore.	Woodul.

Present—Not Voting.

Loy.	Thomason.
Martin.	Woodruff.
Oneal.	Woodward.
Purl.	

Absent.

Cousins.	DeBerry.
Cunningham.	Russck.

Absent—Excused.

Berkeley.	Pollard.
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The amendment was adopted by the following vote:

Yeas—11.

Beck.	Parrish.
Hardin.	Patton.
Holbrook.	Russek.
Hopkins.	Stevenson.
Martin.	Woodul.
Moore.	

Nays—10.

Gainer.	Poage.
Greer.	Rawlings.
Hornsby.	Small.
Loy.	Thomason.
Parr.	Williamson.

Present—Not Voting.

DeBerry.	Purl.
Neal.	Woodruff.
Oneal.	Woodward.

Absent.

Cousins.	Cunningham.
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Absent—Excused.

Berkeley.	Pollard.
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Senator Moore sent up the following amendment:

Amend S. B. No. 51 as follows: by transferring "Cooke" from District No. 4 to District No. 13.

MOORE.

The amendment was read.

Senator Martin moved to recess until 2 o'clock p. m. The motion prevailed by the following vote:

Yeas—15.

Beck.	Parrish.
DeBerry.	Patton.
Hardin.	Russek.
Hopkins.	Small.
Hornsby.	Stevenson.
Martin.	Thomason.
Neal.	Woodward.
Parr.	

Nays—12.

Gainer.	Poage.
Greer.	Purl.
Holbrook.	Rawlings.
Loy.	Williamson.
Moore.	Woodruff.
Oneal.	Woodul.

Absent.

Cousins. Cunningham.

Absent—Excused.

Berkeley. Pollard.

At 12:24 o'clock p. m., the Senate recessed.

After Recess.

The Senate met at 2 o'clock p. m., pursuant to recess, and was called to order by Lieutenant Governor Edgar E. Witt.

Senate Bill No. 51.

The question recurred upon the pending amendment to S. B. No. 51.

Senator Loy moved to table the amendment. The motion was lost. The amendment was adopted.

Senator Gainer moved the previous question on the further consideration of the bill. The motion prevailed.

The bill was passed to engrossment by the following vote:

Yeas—20.

Beck.	Oneal.
Cunningham.	Parr.
DeBerry.	Patton.
Gainer.	Poage.
Greer.	Purl.
Hornsby.	Rawlings.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	Woodward.

Nays—5.

Cousins.	Hopkins.
Hardin.	Stevenson.
Holbrook.	

Absent.

Parrish.	Small.
Russek.	Thomason.

Absent—Excused.

Berkeley. Pollard.

On motion of Senator Poage the constitutional rule requiring bill to be read on three several days was suspended and S. B. No. 51 was put on its third reading and final passage, by the following vote:

Yeas—26.

Beck.	Neal.
Cousins.	Oneal.
Cunningham.	Parr.
DeBerry.	Parrish.
Gainer.	Patton.
Greer.	Poage.
Hardin.	Purl.
Holbrook.	Rawlings.
Hopkins.	Small.
Hornsby.	Williamson.
Loy.	Woodruff.
Martin.	Woodul.
Moore.	Woodward.

Nays—1.

Stevenson.

Absent.

Russek. Thomason.

Absent—Excused.

Berkeley. Pollard.

Read third time and finally passed by the following vote:

Yeas—21.

Beck.	Parr.
Cunningham.	Patton.
DeBerry.	Poage.
Gainer.	Purl.
Greer.	Rawlings.
Hornsby.	Small.
Loy.	Williamson.
Martin.	Woodruff.
Moore.	Woodul.
Neal.	Woodward.
Oneal.	

Nays—5.

Cousins.	Hopkins.
Hardin.	Stevenson.
Holbrook.	

Absent.Parrish. Thomason.
Russek.**Absent—Excused.**

Berkeley. Pollard.

House Bill No. 78.

Senator Loy called up from the table H. B. No. 78.

The question recurred upon the committee amendment.

On motion of Senator Loy, the bill was laid on the table subject to call.

Court of Impeachment.

On motion of Senator Woodward, the Senate, at 2:30 o'clock p. m., resolved itself into a court of impeachment to hear charges against Judge J. B. Price of the Twenty-first Judicial District. (See supplement to Journal for proceedings.)

In Session.

The Senate was called to order at 5:07 o'clock p. m., by Lieutenant Governor Edgar E. Witt.

House Bill No. 45.

Senator Thomason called up from the table the following bill:

H. B. No. 45, A bill to be entitled "An Act to validate the organization and creation of all school districts including common school districts, independent school districts, consolidated common school districts, consolidated independent school districts, county line school districts, consolidated county line school districts, and rural high school districts, whether created by general or special law, or county boards of trustees, validating the acts of said county boards of trustees and boards of such districts, validating all proceedings and acts of said boards of trustees, heretofore taken by such boards, of trustees; validating all bonds voted, authorized and/or sold and/or now outstanding of said districts; validating all tax levies made in behalf of said districts; making certain exceptions; and declaring an emergency."

Senator Oneal sent up the following amendment:

Amend H. B. No. 45 by adding at the end of Section No. 1 the following: "Provided further that this law shall not apply to any district the organization or creation of which is now involved in litigation."

The amendment was read.

Senator Rawlings moved to lay the bill on the table subject to call. The motion prevailed.

Point of Order.

Senator Purl asked unanimous consent to introduce the following bill:

By Senator Purl:

S. B. No. ____ A bill to be entitled "An Act amending Chapter 7, Title

78, of the Revised Civil Statutes of Texas, 1925, by adding a new Section thereto regulating and prescribing conditions for the re-insuring or merging of the outstanding insurance in force of life insurance companies organized under said Chapter with other companies organized under the laws of the State of Texas; and declaring an emergency."

Senator Woodul raised the point of order that the 72-hour rule was in effect and the bill could not be acted upon even if introduced.

The Chair, Lieutenant Governor Edgar E. Witt, sustained the point of order.

Senator Purl withdrew the bill.

Adjournment.

On motion of Senator Rawlings, the Senate, at 5:16 o'clock p. m., adjourned until 9:15 o'clock tomorrow morning.

APPENDIX.**Petitions and Memorials.**

The White House,
Washington,
September 29, 1931.

My Dear Mr. Barker:

The President directs me to acknowledge the receipt of your letter of September 23rd transmitting a copy of Senate Concurrent Resolution No. 6, adopted by the Senate and House of Representatives of Texas.

Sincerely yours,

LAWRENCE RICHEY,
Secretary to the President.

Hon. Bob Barker,
The Senate of the State of Texas,
Austin, Texas.

Committee on Engrossed Bills.

Committee Room,
Austin, Texas, Oct. 1, 1931.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 51, carefully examined and compared and find same correctly engrossed.

HARDIN, Chairman.